

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

SOCIAL WELFARE DEPARTMENT – Public Servants - Warangal District - Certain serious irregularities committed in the maintenance of Social Welfare Hostels during the year 1991-92 to 1993-94 – Disciplinary action initiated against Sri Ch.Sudarshanreddy, HWO(Retd), Sri J.Janardhan, HWO(Retd) and Sri M.Narasaiah, HWO(Retd) – Release of pension and other retiral benefits - Orders – Issued.

SOCIAL WELFARE (SER.III.1) DEPARTMENT

G.O.Rt.No. 232

Dated:26-03-2014.
Read the following:-

1. Proceedings of the District Collector, Warangal Rc.No.B1/621/2000-I(2), Dated 22.7.2000.
2. Proceedings of the District Collector, Warangal Rc.No.B1/621/2000-I(24), Dated 22.7.2000.
3. Proceedings of the District Collector, Warangal Rc.No.B1/621/2000-I(10), Dated 22.7.2000.
4. Proceedings of the District Collector, Warangal Rc.No.B1/621/2000-I(9), Dated 22.7.2000.
5. Hon'ble APAT Orders in OA No.6104/2011, 6112/2011. 6216/2011& 6106/2011, Dt.19.10.2012.
6. From the Hon'ble APAT CA No.474 in OA No.6216/2011, Dt.21.3.2013.
7. From the Hon'ble APAT CA No.471 in OA No.6106/2011, Dt.21.3.2013.
8. Hon'ble APHC Orders in WP Nos.16263,16265 & 16266 of 2013, Dt.09.12.2013.
9. Commissioner of Social Welfare Lr.Rc.No.J2/3024/95, Dt.15.1.2014.

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ORDER :

Whereas on the receipt of credible information that the Wardens/ Matrons of Social Welfare Hostels in Warangal District committed certain serious financial irregularities in the maintenance of Hostels / Institutions during the year 1993-94, the Joint Director (Vigilance), O/o. the Commissioner of Social Welfare, A.P., Hyderabad has conducted a preliminary enquiry. The enquiry report revealed that there was misappropriation of Government funds to a tune of Rs.109.50 lakhs during the year 1993-94 and the Deputy Director (SW), District Social Welfare Officer, Assistant Social Welfare Officers and Wardens / Matrons along with some Treasury Officials were involved in misappropriation of Government funds. It was also found that as against (94) Social Welfare Hostels in the District, (32) S.W Hostels were involved in misappropriation and it was decided to initiate action against the other Wardens / Matrons as per the CC&A Rules, in case, they are found responsible for committing financial irregularities in the maintenance of the hostels / institutions basing on the special audit proposed for the financial years, 1991-92, 1992-93 & 1993-94.

2. Based on the preliminary enquiry report submitted by the Commissioner of Social Welfare, A.P., Hyderabad, (32) Wardens / Matrons of SW Hostels were placed under suspension and definite charges were framed against them and also against the ASWO's concerned. After receipt of the explanations from the Charged Officers, the Assistant Director (Legal

(P.T.O)

Cell), O/o. Commissioner of Social Welfare was appointed as common enquiry officer under Rule, 24 (1) of APCS (CC&A) Rules vide Procs.No.M1/21006/94, dated.4-6-1995 to conduct detailed enquiry. The Assistant Director (Legal Cell) submitted his report on 30-12-1995. The District Collector, Warangal, who is the disciplinary authority in respect of Wardens / Matrons has initiated disciplinary action against them, and the Commissioner of Social Welfare, A.P., Hyderabad who is the disciplinary authority in respect of Assistant Social Welfare Officers/District Social Welfare Officers, has initiated the disciplinary action against the Assistant Social Welfare Officers/District Social Welfare Officers.

3. In view of the high magnitude and serious nature of the defalcation of Government funds and involvement of as many as (32) Wardens / Matrons and the Assistant Social Welfare Officers, including Sri. Ch.Sudarshanreddy, Hostel Welfare Officer (Retd), Sri. G.Venkata Swamy, Hostel Welfare Officer (Retd), Sri J.Janardhan, Hostel Welfare Officer (Retd) and Sri. M.Narasaiah, Hostel Welfare Officer (Retd) disciplinary action was initiated.

4. The District Collector, Warangal has issued charge memos to Sri Ch.Sudarshanreddy, Hostel Welfare Officer (now Retd), Sri G.Venkata swamy, Hostel Welfare Officer (now Retd), Sri J.Janardhan, Hostel Welfare Officer (now Retd) and Sri M.Narasaiah, Hostel Welfare Officer (now Retd) in the proceedings 1st 2nd 3rd & 4th read above.

5. Sri. Ch.Sudarshanreddy, Hostel Welfare Officer (Retd), Sri. G.Venkata swamy, Hostel Welfare Officer (Retd), Sri J.Janardhan, Hostel Welfare Officer (Retd) and Sri. M.Narasaiah, Hostel Welfare Officer (Retd) filed O.As No.6104/2011, 6112/2011, 6216/2011 & 6106/2011 respectively in Hon'ble A.P. Administrative Tribunal requesting to set aside the Charge Memo in Procg.No.B1/621/2000(2),Dt.22.7.2000, B1/621/2000-1(10), Dt.22.7.2000, B1/621/2000-I(24), Dt.22.7.2000 and B1/621/2000-1(9), dt.22.7.2000 issued by the District Collector, Warangal.

6. In the reference 5th read above the Hon'ble Tribunal in its orders dated 19.10.2012 in the above said OAs have issued the following orders:

"Setting aside the impugned charge Memos in 1) Proceedings.Rc.No.B1/621/2000-I(2), Dated.22.07.2000, 2) Proceedings.Rc.No.B1/621/2000-I(10), Dated.22.07.2000, 3) Proceedings.Rc.No.B1/621/2000-I(24), Dated.22.07.2000, and 4) Proceedings.Rc.No.B1/621/2000-I(9), Dated.22.07.2000 issued by the 3rd respondent i.e., District Collector, Warangal Dist., and directed to pay full pension and retirement benefits to the applicants with interest at the rate of 9% p.a. from the date of filing of the OAs i.e., 18.07.2011 and 20.07.2011, other than gratuity. The Gratuity amount shall be paid together with interest as per rules. No costs. The above exercise shall be completed within a period of 8 weeks from the date of receipt of a copy of this order."

7. Aggrieved with the orders of A.P. Administrative Tribunal, Hyderabad, the District Collector, Warangal has filed Writ Petition Nos.16263, 16264, 16265 & 16266 of 2013 before the Hon'ble High Court against the orders dated 19.10.2012 of Honourable Andhra Pradesh Administrative Tribunal.

8. While the matter is under examination, Sri. J.Janardhan, Hostel Welfare Officer (Retd) & Sri M.Narasaiah, Hostel Welfare Officer (Retd) have filed C.A No.474/2013 and 471/2013 for not implementing the orders, dated 19.10.2012 in OA.Nos.6216/2011 & 6106/2011 of the Hon'ble Andhra Pradesh Administrative Tribunal in the references 6th & 7th read above.

9. In the reference 8th read above, the Hon'ble High Court of AP in its order dated 09.12.2013 in W.P.Nos 16263, 16265 & 16266 of 2013 has directed as follows:

"Accordingly, the order of the Tribunal to the extent of granting interest on the pension and other retiral benefits payable to the 1st respondent/applicants, is set aside. The petitioners shall release the pension and other retiral benefits payable to the 1st respondent/applicants within a period of three months from the date of receipt of this order. In all other respects, the order of the Tribunal stands confirmed.

All the writ petitions are disposed of subject to the above directions. No order as to costs. Miscellaneous applications pending if any, in these writ petitions, shall stand closed".

10. In the reference 9th cited the Commissioner of Social Welfare has forwarded the orders of Hon'ble High Court, to the Government for taking further necessary action in the matter, since Government is the competent authority in respect of retired Hostel Welfare Officers for release of pensionary benefits and conclusion of disciplinary proceedings if any pending against them.

11. Government, after careful examination of the matter in detail and keeping in view of the orders of the Hon'ble High Court of A.P., dated 09.12.2013, in W.P.Nos. 16263, 16265 & 16266 of 2013, hereby order to release the pension and other retiral benefits payable to Sri Ch.Sudarshanreddy, Hostel Welfare Officer (Retd), Sri J.Janardhan, Hostel Welfare Officer (Retd) and Sri M.Narasaiah, Hostel Welfare Officer (Retd) respectively.

12. The Commissioner of Social Welfare, A.P., Hyderabad/ District Collector, Warangal are directed to take action accordingly and report compliance.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, A.P., Hyderabad.

The Collector, Warangal District.

Sri Ch.Sudarshanreddy, Hostel Welfare Officer (Retd) Warangal District. (through Commissioner of Social Welfare, A.P., Hyderabad.)

Sri. J.Janardhan, Hostel Welfare Officer (Retd) Warangal District (through Commissioner of Social Welfare, A.P., Hyderabad.)

Sri M.Narasaiah, Hostel Welfare Officer (Retd.) Warangal District (through Commissioner of Social Welfare, A.P., Hyderabad.)

Copy to :-

The Accountant General, A.P., Hyderabad.

The Deputy Accountant General (Pension) O/o. the Accountant General, A.P., Hyderabad.

The Secretary to Vigilance Commissioner, A.P. Vigilance Commission, Hyderabad.

SC/Sf.

// FORWARDED:: BY ORDER //

SECTION OFFICER